

Fill in this information to identify the case:

United States Bankruptcy Court for the:

Southern District of New York

Case number (if known): 19- Chapter 15

☐ Check if this is an amended filing

Official Form 401

Chapter 15 Petition for Recognition of a Foreign Proceeding

12/15

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write debtor's name and case number (if known).

1. Debtor's name Imperial Tobacco Canada Limited

2. Debtor's unique identifier

For non-individual debtors:

☒ Federal Employer Identification Number (EIN) 9 8 - 0 4 5 4 3 7 4

☐ Other Describe identifier

For individual debtors:

☐ Social Security number: xxx - xx- -

☐ Individual Taxpayer Identification number (ITIN): 9 xx - xx - -

☐ Other Describe identifier

3. Name of foreign representative(s)

Paul Bishop

4. Foreign proceeding in which appointment of the foreign representative(s) occurred

In the Matter of a Plan of Compromise or Arrangement of Imperial Tobacco
Canada Limited et. al. (Ontario Superior Court of Justice (Commercial List) at Toronto)

5. Nature of the foreign proceeding

Check one:

- ☒ Foreign main proceeding
☐ Foreign nonmain proceeding
☐ Foreign main proceeding, or in the alternative foreign nonmain proceeding

6. Evidence of the foreign proceeding

- ☒ A certified copy, translated into English, of the decision commencing the foreign proceeding and appointing the foreign representative is attached.
☐ A certificate, translated into English, from the foreign court, affirming the existence of the foreign proceeding and of the appointment of the foreign representative, is attached.
☐ Other evidence of the existence of the foreign proceeding and of the appointment of the foreign representative is described below, and relevant documentation, translated into English, is attached.

7. Is this the only foreign proceeding with respect to the debtor known to the foreign representative(s)?

- ☐ No. (Attach a statement identifying each country in which a foreign proceeding by, regarding, or against the debtor is pending.)
☒ Yes

Debtor Imperial Tobacco Canada Limited
Name

Case number (if known) 19-

8. Others entitled to notice

Attach a list containing the names and addresses of:

- (i) all persons or bodies authorized to administer foreign proceedings of the debtor,
- (ii) all parties to litigation pending in the United States in which the debtor is a party at the time of filing of this petition, and
- (iii) all entities against whom provisional relief is being sought under § 1519 of the Bankruptcy Code.

9. Addresses

Country where the debtor has the center of its main interests:

Canada

Debtor's registered office:

3711 Saint-Antoine Street

Number Street

P.O. Box

Montreal (Quebec)

City State/Province/Region ZIP/Postal Code

Canada

H4C 3P6

Country

Individual debtor's habitual residence:

Number Street

P.O. Box

City State/Province/Region ZIP/Postal Code

Country

Address of foreign representative(s):

TD South Tower

79 Wellington Street West

Toronto Dominion Center

Number Street

Suite 2010, P.O. Box 104

P.O. Box

Toronto (Ontario)

City State/Province/Region ZIP/Postal Code

Canada

M5K 1G8

Country

10. Debtor's website (URL)

http://www.imperialtobaccocanada.com/

11. Type of debtor

Check one:

☒ Non-individual (check one):

☒ Corporation. Attach a corporate ownership statement containing the information described in Fed. R. Bankr. P. 7007.1.

☐ Partnership

☐ Other. Specify: _____

☐ Individual

Debtor Imperial Tobacco Canada Limited
Name

Case number (if known) 19-

12. Why is venue proper in this district?

Check one:

- ☒ Debtor's principal place of business or principal assets in the United States are in this district.
- ☐ Debtor does not have a place of business or assets in the United States, but the following action or proceeding in a federal or state court is pending against the debtor in this district:
- ☐ If neither box is checked, venue is consistent with the interests of justice and the convenience of the parties, having regard to the relief sought by the foreign representative, because:

13. Signature of foreign representative(s)

I request relief in accordance with chapter 15 of title 11, United States Code.

I am the foreign representative of a debtor in a foreign proceeding, the debtor is eligible for the relief sought in this petition, and I am authorized to file this petition.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct,

x Paul Bishop
Signature of foreign representative

Paul Bishop
Printed name

Executed on 03/12/2019
MM / DD / YYYY

x _____
Signature of foreign representative

Printed name

Executed on _____
MM / DD / YYYY

14. Signature of attorney

x Jennifer Feldsher
Signature of Attorney for foreign representative

Date 3/12/2019
MM / DD / YYYY

Jennifer Feldsher
Printed name

Bracewell LLP
Firm name

1251 Avenue of the Americas
Number Street

New York
City

NY 10020
State ZIP Code

(212) 508-6100
Contact phone

Jennifer.Feldsher@bracewell.com
E-mail address

3989357
Bar number

NY
State